

AMENDED

Serial No. **54658**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 13 1990Returned to applicant for correction JUN 13 1990Corrected application filed JUN 22 1990 Map filed JUN 22 1990The applicant D & V ASSOCIATES

BOX 966

Street and No. or P.O. Box No.

of

HAILEY

City or Town

IDAHO 83333

State and Zip Code No.

hereby make<sup>s</sup> application for permission to change the

Point of Diversion and Place of Use of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under

Permit #31054

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

- The source of water is Underground  
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 0.1875 c.f.s.  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for irrigation & domestic purposes.  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for irrigation & domestic purposes.  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point in the W $\frac{1}{4}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 13, T.6N., R.40E.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
M.D.B.&M., whence the NE Corner of said Section 13 bears N. 20° 47' 40" E.,  
distance to a section corner. If on unsurveyed land, it should be stated.  
2,140.71 feet distant.
- The existing permitted point of diversion is located within the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 7, T.6N., R.41E.,  
If point of diversion is not changed, do not answer.  
M.D.B.&M., whence the W $\frac{1}{4}$  corner of said Section 7 bears N. 87° 45' W.,  
2,542 feet distant.
- Proposed place of use 20 acres within the W $\frac{1}{4}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 13, T.6N., R.40E.,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
M.D.B.&M., are being removed from the existing Place of Use description.
- Existing place of use in the SW $\frac{1}{4}$  of Section 7, and the NW $\frac{1}{4}$  of Section 18, both in  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
T.6N., R.41E., and in the SE $\frac{1}{4}$  of Section 12, and in the NE $\frac{1}{4}$  of Section 13,  
manner of use of irrigation permit, describe acreage to be removed from irrigation.  
both in T.6N., R.40E., all of M.D.B.&M.
- Use will be from January 1st to December 31st of each year.  
Month and Day Month and Day
- Use was permitted from January 1st to December 31st of each year.  
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) It is proposed to drill, case and equip an  
State manner in which water is to be diverted, i.e. diversion structure,  
underground well for irrigation and domestic purposes.  
ditches, pipes and flumes, or drilled well, etc.
- Estimated cost of works \$10,000.00
- Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use 4 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Only a portion of the waters under Permit #31054 are to be changed: 20

acres within the same Place of Use or 20/640 of 6.00 c.f.s.

By s/Wallace T. Boundy

WALLACE T. BOUNDY, AGENT

P.O. Box 242

Tonopah, NV 89049

Compared bc/se ap/se

Protested

### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 31054 is issued subject to the terms and conditions imposed in said Permit 31054 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 54658 and 54659 shall not exceed 83.32 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1875 cubic feet per second, but not to exceed 83.32 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before March 18, 1993

Proof of completion of work shall be filed before April 18, 1993

Application of water to beneficial use shall be made on or before March 18, 1994

Proof of the application of water to beneficial use shall be filed on or before April 18, 1994

Map in support of proof of beneficial use shall be filed on or before April 18, 1994

Completion of work filed APR 15 1993

Proof of beneficial use filed

Cultural map filed

Certificate No. 82 Issued AUG 09 2001 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
Justinacci, P.E. STATE ENGINEER  
reinstated 11-13-01 MS

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 21st day of December,

A.D. 19 92

R. Michael Turnipseed, P.E. State Engineer  
CANCELLED MAY 05 2003 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
Justinacci, P.E. STATE ENGINEER